

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
David BELL : Docket No. 2004_0118
Serial No. NEW :
Filed January 26, 2004 :

FILMS AND COMPOSITIONS
(Rule 1.53(b) Continuation
of Serial No. 10/398,709,
Filed April 9, 2003)

**STATEMENT OF FACTS IN SUPPORT OF FILING ON
BEHALF OF NONSIGNING INVENTOR (37 C.F.R. § 1.47)**

The following statement is made as to the exact facts relied on to establish diligent effort made to secure the execution of the accompanying declaration by the nonsigning inventor for the above-identified patent application.

- I. The nonsigning inventor is David Bell.
- II. David Bell was employed by UCB Films PLC, a wholly owned UK subsidiary of UCB, S.A., when this invention was made, as evidenced by the attached employment contract.
(Attachment A)
- III. His responsibilities were as a research scientist which means that notwithstanding his contract with UCB Films PLC, under UK law, he was employed to invent. Under UK law, all inventions he made relating to films vest to his employer as beneficial owner. His employment contract contains terms which merely confirm the position under UK law. (See the enclosed extract of §39, UK Patent Act 1977- Attachment B).


IV. On January 15, 2004, Mr. Bell was sent a DHL package with documents, including a declaration and assignment to UCB Films PLC, to be signed for this application. Enclosed are copies of the letters (Attachments C1-C3) as well as the DHL Address label (Attachment D) and DHL tracking report (Attachment E) proving that the documents have been delivered.

A copy of the application was sent to David Bell on February 11, 2004 as can be seen from the accompanying letter (Attachment F), DHL address label (Attachment G) and tracking report (Attachment H), proving that the document was delivered.

V. Also enclosed is an e-mail from David Bell confirming his unwillingness to execute the application (Attachment I).

I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: March 19, 2004


Allen E. Norris Name

Head, Intellectual Property Department
Title